

Settlement Date: April 17<sup>th</sup>, 2017  
Time: 10:00 A.M.

UNITED STATES BANKRUPTCY COURT  
SOUTHERN DISTRICT OF NEW YORK

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IN RE:

Chapter 13  
Case No. 13-35102 CGM

**JOHN T. BEHRENT AND  
SHERRY L. BEHRENT,**

**NOTICE OF SETTLEMENT**

Debtor(s)

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**PLEASE TAKE NOTICE**, that an *Order*, a true copy of which is annexed hereto, will be presented for signature to the Hon. Cecelia G. Morris., United States Bankruptcy Judge, on the 17<sup>th</sup> day of April, 2017 at 10:00 .A.M., in the Judge's Chambers, United States Bankruptcy Court, 355 Main Street, Poughkeepsie, New York.

**PLEASE TAKE FURTHER NOTICE** , that objections, if any, to the proposed Order must be made in writing and received in the Bankruptcy Judge's chambers and by the undersigned not later than three days prior to the return date thereof, and unless objections are received by that time, the within order may be signed.

Dated: White Plains, New York  
March 29<sup>th</sup>, 2017

/s/ Jeffrey L. Sapir  
**Jeffrey L. Sapir (JLS 0938)**  
**Chapter 13 Trustee**  
**399 Knollwood Road**  
**White Plains, New York 10603**  
**Chapter 13 Tel. 914-328-6333**

**TO:** United States Trustee  
74 Chapel Street  
Albany, New York 12207

John T. and Sherry L. Behrent  
9 Brewster Drive  
Middletown, New York 10940

Daren A. Webber, Esq.  
134 West Main Street  
Goshen, New York 10924

American Tax Funding, LLC  
c/o Phillips Lytle LLP  
3400 HSBC Center  
Buffalo, New York 14203

UNITED STATES BANKRUPTCY COURT  
SOUTHERN DISTRICT OF NEW YORK

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IN RE:

Chapter 13

Case No. 13-35102 CGM

**JOHN T. BEHRENT AND  
SHERRY L. BEHRENT,**

**ORDER DISMISSING CASE**

Debtors

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It appearing that the above named debtors filed an original petition under Chapter 13 of the Bankruptcy Code and relief was ordered on January 18, 2013; and the plan having been confirmed by order of the Hon. Cecelia G. Morris dated July 8, 2013; and it further appearing that upon the motion of the Chapter 13 Trustee dated January 24, 2017 to dismiss the case pursuant to 11 U.S.C. §1307(c)(1) and (c )(6) , **after a hearing held on March 28, 2017** it having been determined that the debtors are \$1,512.00 in arrears in plan payments to the trustee in this confirmed plan, and that it is in the best interests of creditors and the estate to dismiss this case,

**NOW IT IS**

**ORDERED**, that the case of the above named debtors be, pursuant to 11 U.S.C. §1307(c)(1) and (c )(6), dismissed.

UNITED STATES BANKRUPTCY COURT  
SOUTHERN DISTRICT OF NEW YORK

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IN RE:

Chapter 13

Case No. 13-35102 CGM

**JOHN T. BEHRENT AND  
SHERRY L. BEHRENT,**

Debtor(s)

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**AFFIDAVIT OF MAILING**

STATE OF NEW YORK                    )  
COUNTY OF WESTCHESTER        ) ss.:

Lois Rosemarie Esposito, being duly sworn, deposes and says:

I am not a party to the action herein, I am over the age of 18 years and  
reside in the County of Westchester, State of New York.

On March 29<sup>th</sup>, 2017 I served a true copy of the within document, to the  
herein listed parties at the address(es) designated for that purpose, by mailing same in a  
properly sealed envelope with postage prepaid thereon, in an official depository of the  
United States Postal Service within the State of New York to the following:

**TO:** United States Trustee  
74 Chapel Street  
Albany, New York 12207

John T. and Sherry L. Behrent  
9 Brewster Drive  
Middletown, New York 10940

Daren A. Webber, Esq.  
134 West Main Street  
Goshen, New York 10924

American Tax Funding, LLC  
c/o Phillips Lytle LLP  
3400 HSBC Center  
Buffalo, New York 14203

/s/ Lois Rosemarie Esposito  
**Lois Rosemarie Esposito**

Sworn to before me this  
29<sup>th</sup> day of March, 2017

/s/ Jeffrey L. Sapir  
Jeffrey L. Sapir  
Notary Public, State of New York  
No. 02SA8764500  
Qualified in Rockland County  
Term Expires: 12/31/18